
IN THE UNITED STATES DISTRICT COURT
DISTRICT OF UTAH, CENTRAL DIVISION

SAMUEL BURNINGHAM,

Plaintiff,

v.

SEAGULL BOOK & TAPE, INC.,

Defendant.

**ORDER GRANTING
MOTION TO DISMISS**

Case No. 2:17-cv-0779-CW


Judge Clark Waddoups

This matter is before the court on a Motion to Dismiss filed by Defendant Seagull Book & Tape, Inc. A hearing on the motion was held before the Honorable Clark Waddoups on May 2, 2018. James K. Ord, III appeared on behalf of Plaintiff and Jared M. Asbury appeared on behalf of Defendant. After due consideration of the parties' filings and oral arguments, and otherwise being fully advised,

IT IS HEREBY ORDERED, for the reasons stated on the record, that Defendant's Motion to Dismiss (ECF No. 9) is GRANTED. The court DISMISSES this case WITHOUT PREJUDICE and directs the Clerk of Court to close the case. Each party shall bear one's own costs and fees.

DATED this 3rd day of May, 2018.

BY THE COURT:



Clark Waddoups
United States District Court Judge